

111TH CONGRESS  
2D SESSION

# H. R. 5946

To establish a competitive pilot program that utilizes community, innovation, and technology to improve physical fitness education and curriculum in elementary schools and secondary schools.

---

## IN THE HOUSE OF REPRESENTATIVES

JULY 29, 2010

Mr. BOSWELL introduced the following bill; which was referred to the  
Committee on Education and Labor

---

## A BILL

To establish a competitive pilot program that utilizes community, innovation, and technology to improve physical fitness education and curriculum in elementary schools and secondary schools.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as “P.E. for the 21st Century  
5       Act”.

1 **SEC. 2. COMPETITIVE PILOT PROGRAM TO IMPROVE PHYS-**  
2 **ICAL FITNESS EDUCATION AND CUR-**  
3 **RICULUM.**

4 (a) IN GENERAL.—From the amounts appropriated  
5 to carry out this Act, the Secretary shall award grants,  
6 on a competitive basis, to local educational agencies and  
7 charter schools to improve physical fitness education and  
8 curriculum in elementary schools and secondary schools.

9 (b) LIMITATION.—The Secretary may not award a  
10 grant under this Act to more than 1 local educational  
11 agency or charter school in each State.

12 (c) APPLICATIONS.—

13 (1) IN GENERAL.—To receive a grant under  
14 this Act, a local educational agency or charter school  
15 shall submit an application to the Secretary at such  
16 time, in such manner, and containing such informa-  
17 tion as the Secretary may require.

18 (2) DEADLINE.—The Secretary shall ensure  
19 that the deadline for submitting applications under  
20 paragraph (1) is not later than 1 year after the date  
21 of the enactment of this Act.

22 (d) USES OF FUNDS.—Each local educational agency  
23 and each charter school receiving a grant under this Act  
24 shall use such funds to carry out, for 1 school year, a pilot  
25 program that—

1           (1) makes technology (such as heart rate mon-  
2           itors, body mass testing, and body fat testing) a key  
3           component of testing and assessing the physical fit-  
4           ness and improvement of each student enrolled in el-  
5           ementary schools and secondary schools in the agen-  
6           cy or the charter school;

7           (2) creates partnerships between the agency or  
8           charter school and local business (such as gyms, gro-  
9           ceries, and farmer's markets) to ensure community  
10          support for the program, and local financial and  
11          professional assistance; and

12          (3) incorporates physical fitness education (in  
13          addition to and outside of the regular physical fit-  
14          ness education classes provided by the agency or  
15          charter school) into multiple areas of the curriculum,  
16          such as courses in math, sciences, social science,  
17          home economics, and nutrition.

18          (e) REPORTS.—

19               (1) LOCAL EDUCATIONAL AGENCY AND CHAR-  
20          TER SCHOOL REPORTS.—Each local educational  
21          agency and each charter school receiving a grant  
22          under this Act shall, at the end of the last 3-month  
23          period of the pilot program being carried out by the  
24          agency or charter school with such grant funds, sub-  
25          mit to the Secretary a report in such form and con-

1       taining such information as the Secretary may re-  
2       quire, including information on the improvements in  
3       the physical fitness of students enrolled in the ele-  
4       mentary schools and secondary schools in the agency  
5       or the charter school.

6               (2) SECRETARY.—Not later than 6 months  
7       after receiving reports under paragraph (1), the Sec-  
8       retary shall transmit to Congress a report on—

9                       (A) the outcomes of the pilot programs  
10                      carried out with such grant funds, including the  
11                      improvements in the physical fitness of students  
12                      participating in such programs; and

13                     (B) recommendations on improving the  
14                      core curriculum of physical fitness in elemen-  
15                      tary schools and secondary schools.

16       (f) DEFINITIONS.—For purposes of this Act:

17               (1) ESEA TERMS.—The terms “local edu-  
18       cational agency”; “elementary school”; and “sec-  
19       ondary school” have the meanings given such terms  
20       in section 9101 of the Elementary and Secondary  
21       Education Act of 1965 (20 U.S.C. 7801).

22               (2) CHARTER SCHOOL.—The term “charter  
23       school” has the meaning given the term in section  
24       5210 of the Elementary and Secondary Education  
25       Act of 1965 (20 U.S.C. 7221i).

1           (3) SECRETARY.—The term “Secretary” means  
2           the Secretary of Education.

3           (4) STATE.—The term “State” means each of  
4           the 50 States, the District of Columbia, and the  
5           Commonwealth of Puerto Rico.

